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Attorney for Laura A. Gaddy and the Class

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

LAURA A. GADDY, individually and
on behalf of all others similarly
situated,

Plaintiffs,

v.

CORPORATION OF THE
PRESIDENT OF THE CHURCH OF
JESUS CHRIST OF LATTER-DAY
SAINTS, a Utah corporation sole.

Defendant

DECLARATION OF COUNSEL IN
SUPPORT OF MOTION TO
SUPPLEMENT AMENDED COMPLAINT
WITH AN ADDITIONAL EXHIBIT

(DEMAND FOR JURY TRIAL)

2:19-cv-00554-RJS—DBP

Chief District Judge Robert J. Shelby

Magistrate Judge Dustin B. Pead

1. I, Kay Burningham, declare that I am attorney of record for Plaintiff(s) in this case; and

2. On Sunday, November 1, 2020, I spoke to a good friend who alerted me to University of Chicago Egyptologist, Dr. Robert K. Ritner's interview with John Dehlin on the *Book of Abraham*.¹ The interview is dated July 31, 2020, ten days after I

¹ Attached to this motion is a true and correct copy of the email with the link sent to me by my friend, whose name has been redacted.

submitted my [Amended] Opposition to defendant's Motion to Dismiss the Amended Complaint, which was filed on July 21, 2020 (ECF #47 filed July 21, 2020).²

3. I listened to Dr. Ritner's interview that evening. In part 2 of the interview I was alerted to an issue regarding a metal or lead printing plate used to make the image for Facsimile no. 3 in the *Book of Abraham*.³ To my knowledge, the method of printing the facsimile had always been referenced as a woodcut, as opposed to a metal plate.

4. As I recall, Dr. Ritner indicated that a metal or lead plate was in fact used and that this was admitted in the *Joseph Smith Papers*, Volume 4 (published October 30, 2018.) That day I ordered Volume no. 4 of the JSP from Amazon.⁴

5. While waiting for the book to arrive, I did additional online research on the issue of the printing plate for Facsimile no. 3 and found in social media threads and discussion groups comments concerning the apparent removal of the snout of the jackal-headed god Anubis from the metal printing plate, a position advocated by a former Mormon apologist Paul Osborn, all of which postdated the Ritner interview.

6. Upon receipt and review of Volume 4, I noticed that while one could find a copy of the printing plate in the online version of that volume, the adjacent page with the chain of custody of the plate and the admission that at one point it was deaccessioned from the church history museum was not found in the online version.

² Part 2 of the Interview, the part discussing Facsimile no. 3, appears to have been conducted on August 1, 2020.

³ See Exhibit #14 to the Amended Complaint on file (ECF#37-14). (This exhibit is mistakenly referenced as Exhibit #13B in the body of the Complaint.)

⁴ Attached to this motion is a true and correct copy of my purchase receipt, with personal info. redacted.

7. Upon review of Volume 4 and completion of my research, I drafted the within Motion to Supplement the Amended Complaint with the [proposed] Exhibit 15, attached to this motion.

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746, as well as the criminal laws of the State of Utah that the forgoing is true and correct. Executed on this 10th day of November 2020 in the State of Utah.

/s/ Kay Burningham

Kay Burningham, Declarant